

04-28-04

PATENT APPLICATION

ATTORNEY DOCKET NO. 10990641-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Peter G. Webb et al.

Serial No.: 09/359,527

Examiner: Ardin Marschel

Filing Date: 07-22-1999

Group Art Unit: 1631

Title: METHODS OF FABRICATING AN ADDRESSABLE ARRAY OF BIOPOLYMER PROBES

COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- () Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
(X) No additional fee (Address envelope to "Mail stop Non-Fee Amendments")
(X) Other: Communication, Copy of return receipt postcard, copy of 1449s, (fee \$)

8 Documents

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X \$18	\$ 0
INDEP. CLAIMS		MINUS		= 0	X \$86	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$290	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$420.00	3RD MONTH \$950.00	4TH MONTH \$1480.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A copy of this sheet is enclosed.

"Express Mail" label no. EV333997613US

Date of Deposit 04-26-2004

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

By

Typed Name: Donna Macedo

Respectfully submitted,

Peter G. Webb et al.

By

Bret Field for Gordon Stewart

Attorney/Agent for Applicant(s)

Reg. No. 37,620

Date: 04-26-2004



Express Mail No. EV333997613US

COMMUNICATION Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket	10990641-1
	First Named Inventor	Peter G. Webb et al.
	Application Number	09/359,527
	Filing Date	07-22-1999
	Art Unit	1631
	Examiner	Ardin Marschel
	Title	METHODS OF FABRICATING AN ADDRESSABLE ARRAY OF BIOPOLYMER PROBES

Sir:

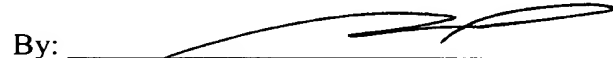
Enclosed please find copies of the PTO Form 1449 and the accompanying references which were originally filed with the Patent Office on October 6, 2003. In the Office Action dated January 16, 2004, the Examiner crossed off several of the references in the submitted PTO Form 1449 for the asserted reason that these references were not submitted with the IDS. Enclosed please find a copy of the stamped and returned postcard evidencing receipt of IDS and references by the Patent Office October 6, 2003.

Accordingly, the complete IDS and references were submitted to the Patent Office on October 6, 2003 and the Applicants would appreciate the Examiner's initialing and returning the form to indicate that the references have been reviewed and made of record.

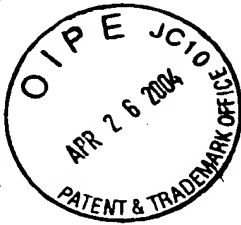
The Commissioner is authorized any to charge any underpayment of fees associated with this communication to Deposit Account No. 50-1078.

Respectfully submitted,

Date: 4.26.04

By: 
Bret Field for Gordon Stewart
Attorney for Applicants
(Reg. No. 37,620)

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
IP Administration
P.O. Box 7599
Loveland, CO 80537-0599



Dear Sir:

Please acknowledge the receipt of the following document(s) RE:
U.S. PATENT APPLICATION PD No.: 10990641-1, Atty.: GMS/ckm
Serial No.: 09/359,527, Filed: 07/22/1999
Inventor(s): Peter G. Webb et al.

- ☒ Petition for Withdrawal from Issue Under 37 CFR 1.313(c)(2) (in duplicate)
- ☒ Request for Continued Examination (RCE) 37 CFR 1.114 (in duplicate)
- ☒ Information Disclosure Statement, PTO Form 1449 and 11 references
- ☒ Authorization to Charge Fees to Deposit Account
- ☒ Certificate of Mailing, ☒ First Class, dated: September 29, 2003



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Legal Department, 26U-25
3500 Deer Creek Road,
Palo Alto CA 94304-1317

14304

PATENT APPLICATION
Sheet 1 of 2

FORM PTO-1449

LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT

(Use several sheets if necessary)

ATTY. DOCKET NO.

10990641-1

SERIAL NO.

09/359,527

APPLICANT

Peter G. Webb et al.

FILING DATE

07/22/1999

GROUP

1631

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	#	DOCUMENT NUMBER	DATE	NAME
AM		4,328,504	May 4, 1982	Weber et al.
AM		5,874,214	Feb. 23, 1999	Nova et al.
AM		6,558,623	May 6, 2003	Ganz et al.

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	NAME	TRANSLATION	
					YES	NO
		WO 98/43817	08 Oct 1998	Juntex Ink Jet Printing Ltd.		
		WO 98/47006	22 Oct 1998	Macquarie Research Ltd.		
		WO 99/34994	15 July 1999	Cartesian Technology, Inc.		
		WO 00/34523	15 June 2000	Hyseq, Inc.		
		WO 00/47990	17 Aug 2000	Illumina, Inc.		

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

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OCT 09 2003

EXAMINER

Ardin Marschall

DATE CONSIDERED

1-9-04

OFFICE OF PETITIONS

* Copies of these references are not enclosed pursuant to 37 CFR 1.98(d), (See accompanying IDS)

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PATENT APPLICATION
Sheet 2 of 2

FORM PTQ-1449

ATTY. DOCKET NO.

SERIAL NO.

10990641-1

09/359,527

APPLICANT

Peter G. Webb et al.

FILING DATE

GROUP

07/22/1999

1631

**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT**

(Use several sheets if necessary)

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	NAME	TRANSLATION	
					YES	NO
		EP 0 717 110	19 June 1996	Affymex Technologies N.V.		
		EP 0 695 062	03 Feb 1999	Canon Kabushiki Kaisha		
		EP 1 040 723	02 Nov 2000	Hitachi Software Eng. Co. Ltd.		

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

RECEIVED

~~OCT 09 2003~~

EXAMINER

DATE CONSIDERED

OFFICE OF PETITIONS

* Copies of these references are not enclosed pursuant to 37 CFR 1.98(d). (\$ accompanying IDS)